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THE FLORIDA LEGISLATURE
**JOINT ADMINISTRATIVE
PROCEDURES COMMITTEE**

May 15, 2026

Mr. Chris Emerson
Agency Clerk
Department of Education
325 West Gaines Street, Suite 1514
Tallahassee, Florida 32399-0400

**RE: Department of Education, State Board of Education
Proposed Rule Number 6A-6.014**

Dear Mr. Emerson:

I have reviewed the above-referenced rule and offer the following comments for your consideration and written response:

6A-6.014(4)(c) The rule has been amended to require adult education providers to "establish and implement written policies to verify that students are United States citizens or lawfully present in the United States. Such policies must be applied consistently to all students and in a nondiscriminatory manner." As this provision is drafted, it appears to vest providers with unbridled discretion in making the citizenship determination. *See* § 120.52(8)(d), Fla. Stat. (2025).

Should you have any questions, please do not hesitate to contact me. Otherwise, I look forward to your response.

Sincerely,

A handwritten signature in blue ink that reads "Jowanna N. Oates".

Jowanna N. Oates
Chief Attorney

CONTACTNAME

May 14, 2026

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